



YERINGTON PAIUTE TRIBE

171 Campbell Lane
Yerington, NV 89447
Phone: (775) 783-0200
Fax: (775) 463-2416

Tribal Chairman

Laurie A. Thom

Vice-Chairman

Albert Roberts

Member

Linda L. Howard

Member

Elwood L. Emm

Member

Nate Landa

Member

Delmar Stevens

Member

Cassie Roberts

Deputy Administrator

Vacant

Secretary of Record

Shelley Cunningham

Ms. Laurie Thom, Chairman,
Yerington Paiute Tribe
171 Campbell Lane
Yerington, NV 89447

May 25, 2017

Alexis Strauss
Acting Regional Administrator
U.S. Environmental Protection Agency
Pacific Southwest, Region 9
75 Hawthorne St.
San Francisco, CA 94105

Re: Deferral for CERCLA NPL listing of Yerington Mine

Dear Alexis:

We write this letter in our capacity as Lead Administrative Trustee of the Yerington Mine Natural Resource Trustee Council.

Pursuant to CERCLA 104(B)(2) and the EPA Guidance on Deferral, representatives of the Natural Resources Trustee Council have conferred and reached the following consensus:

EPA and the State of Nevada have proposed deferral of the CERCLA NPL listing of the ARC Anaconda Mine site in Yerington, Nevada.

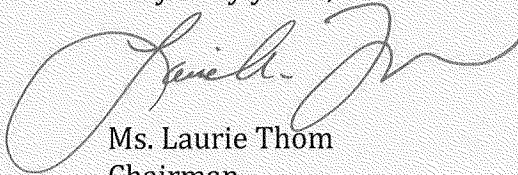
The principal items that must be addressed prior to our approval of deferral are

- a. The responsible party or parties must enter a new Tolling Agreement and grant a waiver of the statute of limitations with respect to all natural source damage claims at or arising from the Yerington Mine Site with all Trustee Council members.
- b. Provision must be provided for a commitment of continued consultation with all the Trustee Council members and their representatives.

- c. Individual Trustee Council members may have other considerations peculiar to their separate interests.

Until these items are adequately addressed, the Natural Resource Trustee Council cannot concur in the proposed deferral.

Very truly yours,



Ms. Laurie Thom
Chairman
Yerington Paiute Tribe
As Lead Administrative Trustee

C: Amber Torres, WRPT
John Callan, BLM
Charlie R. Chandler, BIA
Damian Higgins, USFWS
Dietrick McGinnis, McGinnis and Associates
Gerry Emm, BIA
Gina Wachsmuth, WRPT
Ginny Hatch, YPT
Greg Lovato, NDEP
John F. Krause, BIA
Micheline N. Fairbank, NV AG
Robert Saint-Aubin
Sarah Peters, McGinnis and Associates
Steve O'Rourke, DOJ
Toby McBride, USFWS
Wonsook Sprague, DOI